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PATENT
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Jerry Redman
Group : 3634
Applicants : R. Scott Repp and Pamela M. Stallman
Serial No. : 09/628,455
Filed : July 31, 2000
For : METHOD FOR MAKING ARTICULATED WINDOW
ASSEMBLY FOR VEHICLES

RECEIVED

Commissioner for Patents
Washington, D.C. 20231

APR 30 2001

Dear Sir:

TO 3600 MAIL ROOM

RESPONSE AND SUBMISSION OF
TERMINAL DISCLAIMER AND FEE

Responsive to the Office Action mailed March 29, 2001, in the above-identified patent application, Applicants note that all claims remaining in the application, namely, claims 2-35, currently stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 36-50 of U.S. Patent No. 5,853,895, and/or over claims 1-39 of U.S. Patent No. 6,068,719. Both of these patents are owned by the same assignee as the present invention. As indicated in the Office Action, a timely filed Terminal Disclaimer in compliance with 37 C.F.R. 1.321(c) may be used to overcome a non-statutory double patenting rejection provided the conflicting patents are shown to be commonly-owned with the present application.

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It is noted that claims 2-35 of the present application are not rejected on any other basis except obviousness-type double patenting.

In accordance with the above, Applicants herewith submit a Terminal Disclaimer signed by an officer of the assignee of the present application, along with a check for the disclaimer fee of \$110, in order to obviate the above-mentioned double patenting rejection. As set forth in the Terminal Disclaimer, the assignee of record, namely, Donnelly Corporation of



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Holland, Michigan, USA, is the owner of the present application. Likewise, the two above-mentioned United States patents, namely, U.S. Patent Nos. 5,853,895 and 6,068,719 are also covered by Donnelly Corporation. Therefore, in view of the submission of this Terminal Disclaimer over both of those patents, it is respectfully submitted that the judicially created, non-statutory, obviousness-type double patenting rejection is now overcome and that claims 2-35 are in condition for allowance. A Notice of Allowance for this application including claims 2-35 is, therefore, respectfully requested.

Respectfully submitted,

R. SCOTT REPP ET AL.

By: Van Dyke, Gardner, Linn & Burkhardt, LLP

APRIL 19, 2001
Date

DSG/ram

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